

**LABOR SERVICES DIVISION[875]**

**Adopted and Filed**

Pursuant to the authority of Iowa Code section 88.5, the Labor Commissioner hereby amends Chapter 10, “General Industry Safety and Health Rules,” and Chapter 26, “Construction Safety and Health Rules,” Iowa Administrative Code.

The amendments adopt by reference changes to federal occupational safety and health standards. The changes to the federal standards make corrections and technical amendments to the general industry and construction standards. The federal Occupational Safety and Health Administration determined that these changes were not subject to the procedures for public notice and comment found in federal law because no stakeholder is likely to object and the changes do not impact existing rights or duties.

The changes remove the noun “fits” from Appendix C of the respiratory protection standard; correct erroneous cross references appearing in Appendix A of the scaffold standard; restore reporting requirements removed in error from the mechanical power press standard; remove outdated references from the construction sling standard; and update references to the American National Standards Institute head protection standard.

The principal reasons for adoption of these amendments are to implement legislative intent, protect the safety and health of Iowa workers, and make Iowa’s regulations current and consistent with federal regulations. Pursuant to Iowa Code subsection 88.5(1) and 29 CFR 1953.5, Iowa must adopt changes to the federal occupational safety and health standards.

Notice of Intended Action was published in the February 6, 2013, Iowa Administrative Bulletin as **ARC 0587C**. No public comment was received on the proposed amendments. These amendments are identical to those published under Notice of Intended Action.

No variance procedures are included in this rule. Variances procedures are set forth in 875—Chapter 5.

After analysis and review of this rule making, jobs could be impacted. However, these amendments are implementing federally mandated regulations, and the State of Iowa is only implementing the federal regulations. The requirements imposed on Iowa businesses by these regulations do not exceed those imposed by federal law.

These amendments are intended to implement Iowa Code section 88.5 and 29 CFR 1953.5.

These amendments shall become effective on June 5, 2013.

The following amendments are adopted.

ITEM 1. Amend rule **875—10.20(88)** by inserting the following at the end thereof:

77 Fed. Reg. 37598 (June 22, 2012)

77 Fed. Reg. 46949 (August 7, 2012)

ITEM 2. Amend rule **875—26.1(88)** by inserting the following at the end thereof:

77 Fed. Reg. 23118 (April 18, 2012)

77 Fed. Reg. 37598 (June 22, 2012)

77 Fed. Reg. 42988 (July 23, 2012)

77 Fed. Reg. 46949 (August 7, 2012)

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EDITOR’S NOTE: For replacement pages for IAC, see IAC Supplement 5/1/13.